

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
UNITED STATES OF AMERICA	)	NO. 04-10176 - RWZ
	)	
v.	)	
	)	
ITZA RUIZ, A/K/A ITZA GALVAN SANTOS,	)	
AND HERIBERTO RUIZ,	)	
	)	
Defendants.	)	
_____	)	

**DEFENDANT HERIBERTO RUIZ'S RESPONSE TO THE**  
**UNITED STATES' CORRECTED MOTION FOR**  
**ISSUANCE OF A PRELIMINARY ORDER OF FORFEITURE**

Heriberto Ruiz, the defendant, respectfully responds to the United States' Corrected Motion For Issuance of a Preliminary Order of Forfeiture as follows:

On the understanding that the Government has agreed:

- a. that Mr. Ruiz may have until May 31, 2005, or 30 days prior to sentencing in the event sentencing is adjourned, to complete a closing on the sale of the property located at 226 Essex Street, Saugus, Massachusetts (the "Essex Street Property") through a private real estate broker and apply the proceeds of that sale to the outstanding balance on the loan issued by Countrywide Home Loans (the "Countrywide Loan") which holds a mortgage lien on the Essex Street Property, and
- b. that payment of the proceeds of the sale of the Essex Street Property to Countrywide Home Loans shall reduce Mr. Ruiz's forfeiture obligations under the above-referenced Indictment by the same amount,

Mr. Ruiz does not object to the United States' Motion for a Preliminary Order of Forfeiture.

Respectfully submitted,

HERIBERTO RUIZ

By his attorney,

/s/ Daniel R. Margolis

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Dated: April 15, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served on this 15th day of April 2005 either electronically or by overnight mail on:

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/s/ Daniel Margolis